

6m 1644 #



Patent Docket #1154R2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of Goddard et al. Serial No.: 09/202,054 Filed: December 7, 1998 For: Human Toll Homologues | Group Art Unit: 1644 Examiner: M. Tung CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231 on November 7, 2001 <i>Diane L. Marschang</i> Diane L. Marschang |
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TRANSMITTAL

Assistant Commissioner of Patents
 Washington, D.C. 20231

Sir:

Transmitted herewith is a Response to Restriction Requirement and Preliminary Amendment in the above identified application.

The fee has been calculated as shown below.

| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Additional Fees |
|---|---|---|---------------------------------------|------------------|---------|--------------------|
| Total | 0 | - | 20 | 0 | x 18 = | \$0.00 |
| Independent | 0 | - | 3 | 0 | x 80 = | \$0.00 |
| <u> </u> 0 Multiple dependent claim(s), if any | | | | | + 270 = | \$0.00 |
| Total Fee Calculation | | | | | | \$0.00 |

 _____ X _____
 No additional fee is required.
 The Commissioner is hereby authorized to charge Deposit Account No. 07-0630
 in the amount of \$. A duplicate copy of this transmittal is enclosed.
 Petition for Extension of Time is enclosed.

 X The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. A duplicate copy of this sheet is enclosed.

Respectfully submitted,
 GENENTECH, INC.

Date: November 7, 2001

By: *Diane L. Marschang*
 Diane L. Marschang
 Reg. No. 35,600
 Telephone No. (650) 225-5416



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PATENT TRADEMARK OFFICE




Patent Docket P1154R2

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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RESPONSE TO RESTRICTION REQUIREMENT AND PRELIMINARY AMENDMENT

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

This paper is being filed in response to the Office Action mailed June 7, 2001, setting forth a restriction requirement. Entry of the following amendment is respectfully requested prior to examination on the merits.

In the Specification:

On page 1, under the title of the invention, the following paragraph has been inserted:

RELATED APPLICATIONS

This application is a Section 371 application of PCT/US98/21141 filed October 7, 1998, claiming priority to provisional applications 60/062,250 filed October 17, 1997; 60/065,311 filed November 13, 1997; 60/083,322 filed April 28, 1998; 60/090,863 filed June 26, 1998; and 09/105,413 filed June 26, 1998, the contents of each which are incorporated herein by reference. --

In the paragraph on page 1, lines 30-38 - page 2, lines 1-2, the text has been amended as follows:

-- The cloning of the Toll gene of *Drosophila*, a maternal effect gene that plays a central role in the establishment of the embryonic dorsal-ventral pattern, has been reported by Hashimoto *et al.*, Cell 52, 269-279 (1988). The *Drosophila* Toll gene encodes an integral membrane protein with an extracytoplasmic domain of 803 amino acids and a cytoplasmic domain of 269 amino acids. The extracytoplasmic domain has a potential membrane-spanning segment, and contains multiple copies

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